

August 17, 2006

Mr. Chris Hall
148 Broadway, Apt. 2
Arlington, MA 02474

Re: Utility Serial No. 09/662,737
For: A System for Aggregating Information From Enterprises
Offering Items for Exchange Over A Communication Network
Filed: September 15, 2000
Our Ref.: L9090/269360

and

Re: Utility Serial No. 09/428,702
Filed: October 27, 1999
Title: "A System for Aggregating Information From Enterprises
Offering Items for Exchange Over a Communication Network"
Our Ref.: L9090/269367

Dear Mr. Hall:

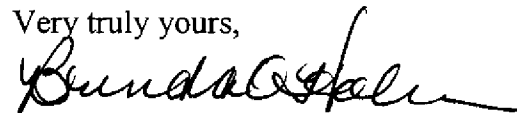
We represent Landmark Communications, Inc. with respect to the above-referenced patent applications for which you are a named inventor. Currently the two applications are pending at the U.S. Patent and Trademark Office.

We discussed the development history of the inventions described in the applications with Kimbo Mundy and have prepared the enclosed declarations for your signature. Please execute the declarations and return them to us in the enclosed postage-paid envelope. We intend to file the declarations with the Patent Office. Please contact me if you have any changes to the declaration or if you did not contribute to the concept of using categories and keywords.

Also, please advise us if you have current contact information for Derek Young. Our previous correspondence to him was returned as undeliverable.

Thank you for your cooperation.

Very truly yours,



Brenda O. Holmes, Esq.

BOH/ljw

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: **Kimbo Mundy et al.**

SERIAL NO.: **09/662,737**

GROUP ART UNIT: **3624**

FILED: **September 15, 2000**

EXAMINER: **Olabode Akintola**

FOR: **A System for Aggregating
Information from Enterprises
Offering Items for Exchange
Over a Communication Network**

Attorney Docket No.: BDE-001CN (431/6)
(L9090/269360)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

RULE 1.131 DECLARATION

I, Chris Hall, having first-hand knowledge of the facts recited herein, declare as follows:

1. I am one of the inventors of the subject matter disclosed and claimed in the above-referenced application.

2. I conceived and reduced to practice in the United States the invention that is claimed in the application prior to September 3, 1999.

3. The Specification identifies www.biddersedge.com as an exemplary system web site on page 18, line 3 and Figures 6-12 illustrate various web pages associated with the Bidder's Edge web site. Copies of page 18 of the Specification and Figures 6-12 are attached hereto as Exhibit A.

4. The website at www.biddersedge.com was launched prior to September 3, 1999. A copy of a web page from www.biddersedge.com that was available prior to September 3, 1999 is attached hereto as Exhibit B. Exhibit B was obtained from the Internet Archive Wayback Machine (http://web.archive.org/web/*/http://biddersedge.com) on July 19, 2006.

5. Figure 6 illustrates categories (626) and search parameters (624, 628 and 630). Exhibit B illustrates the use of categories and an advanced auction search that

allowed a user to specify a category, an auction, and/or one or more keywords. Although the format of Exhibit B differs from the format of Figure 6, the categories and search functions provided by the Bidder's Edge website prior to September 3, 1999 were equivalent to those described in the specification and illustrated by Figure 6.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any patent issuing on this application.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this _____
day of _____, 2006.

Chris Hall

The viewer 118 executes on the host computer 104 to provide a graphical user interface for the system 102. In the illustrative embodiment, the viewer 118 provides a system Web site, an example of which is located at address [www.biddersedge.com]. At the system Web site, the viewer provides a plurality of Web pages that enable a shopper
5 to monitor and participate in auction activity occurring at a plurality of auction sites. The viewer 118 includes foreground process software that detects signals from the shopper access devices 108a-108d. Preferably, a shopper enters requests at a shopper access device 108a-108d by way of a mouse or keypad. The viewer 118 detects the requests and responds by displaying the requested information.

10 The pages created by the viewer 118 each provide different information to a shopper. Accordingly, the viewer 118 also enables shoppers to navigate between each of the available pages. Briefly, the GUI pages generated by the viewer 118 include a page navigation menu bar, near the top of each page, which allows the shopper to directly navigate to any of the other viewer pages. When a shopper logs into the Web site of the
15 illustrative embodiment, the viewer 118 displays a Home page to the shopper. The shopper interacts with the search engine 120 from a plurality of the pages generated by the viewer 118. An illustrative Home page, along with other illustrative GUI pages generated by the viewer 118 are discussed in further detail below with respect to FIGURES 6-12.

20 In response to a shopper's command, the viewer 118 can invoke the search engine 120 to query the database 106 for items associated with a particular item category and/or keyword expression. Alternatively, the viewer 118 can invoke the site access facilitator 122 to enable the shopper to directly access and participate in a particular auction site

6/12

Bidder's Edge
We Give You the Edge at Online Auctions

602 Search All Auctions: 6/8
622 Find It 6/8
612 6/4 6/6

home | sign out | categories | my auctions | deal watch | personalize | help

604 606 608 610

My Lists
Deal Watch (2)
Gives you an early edge by alerting you when items come up for auction.
My Auctions (0)
Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

Categories — 626
Antiques (8,191)
Beanie Babies (89,361)
Books & Magazines (110,130)
Cars, Trucks, etc. (7,193)
Coins & Stamps (67,534)
Collectibles (185,695)
Computers (93,748)
Dolls & Figures (32,700)
Electronics (20,436)
Glass, Porcelain & Pottery (51,682)
Home & Leisure (80,995)
Jewelry (63,111)
Memorabilia (73,336)
Miscellaneous (8,429)
Movies & Video Games (41,043)
Music & Instruments (52,747)
Sports (20,074)
Sports Memorabilia (247,673)
Toys (90,683)
Travel (7,297)

What We Do
Bidder's Edge is a free service which allows you to search across many auction sites at once. We provide historical pricing to help you determine if you are getting a good deal, and allow you to monitor ongoing auctions and watch for items in upcoming auctions.

Hot Auctions
Football Season!

600

Search
Find descriptions containing: 620
Narrow your search further: Tips
624 Using All of the words 628
At Auction All Auctions 630 603

home | sign out | my auctions™ | bid history™ | deal watch™ | personalize | help
feedback | about bidder's edge | privacy policy | disclaimer

FIG. 6

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Murdy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

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Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618
602 Find It

home | sign in | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

You are here: Bidder's Edge > All Categories

Auctions for: "sony speakers" Watch It 722

700

Search Results 724

Show ☒ Both Merchant and Person-To-Person Items

726a ☐ Person-To-Person Items ONLY

726b ☐ Merchant Items ONLY

Explain the difference between the Auction Types

Matching Categories 730

Click on a category to narrow your search.

Computers (5) 728
Electronics (32)

Current Auctions 704

= add to MyAuctions = add to Item Watch

Electronics > Audio > Speakers

• Sony SRS-A15 3 Watt Powered Speaker
System @ Yahoo (Person-to-Person)

\$29.95 10/24,
04:32
AM

• Sony SRS-A15 3 Watt Powered Speaker
System @ Yahoo (Person-to-Person)

\$29.95 10/24,
04:32
AM

Search

Find descriptions containing:

sony speakers Find It

Narrow your search further: Tips

Using All of the words

At Auction All Auctions

624

628

630

603

home | sign in | my auctions™ | bid history™ | deal watch™ | personalize | help
feedback | about bidder's edge | privacy policy | disclaimer

FIG. 7

8/12



Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618
602 Find It

home | sign out | categories | my auctions | deal watch | personalize | help

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [My Auctions](#)

800

818

My Lists

Deal Watch (0)

Gives you an early edge by alerting you when items come up for auction.

My Auctions (3)

You are here now.

My Auctions

Current as of Friday, October 22, 04:25 PM EDT

⊖ = removes from My Auctions

⊕ = add to ItemWatch

Click here to change your timezone!

• [Sony SRS-A15 3 Watt Powered Speaker System](#) @ Yahoo

2 left @ \$29.95
Closes Sun, Oct 24, 12:45 PM EDT

No price history yet.
You have not bid.

• [**SONY AM/FM RADIO w/Speaker and Earphone**](#) @ Amazon

1 left @ \$6.50
Closes Sun, Oct 24, 5:34 PM EDT

No price history yet.
Please click here to record your Amazon account info, so you can track your bids.

• [High-Performance SONY Active Speaker System](#) @ Deal Deal

3 left @ \$49.00
Closes Tue, Oct 26, 4:45 PM EDT

Avg. \$48.00 (2 sold @ \$39.00 to \$57.00)
Please click here to record your Deal account info, so you can track your bids.

HOT Auctions

Football Season!

Bid History

Past Auctions which you have monitored using "My Auctions".

Categories

[Antiques](#) (8,169)
[Beanie Babies](#) (92,394)
[Books & Magazines](#) (108,437)
[Cars, Trucks, etc.](#) (7,162)
[Coins & Stamps](#) (68,396)
[Collectibles](#) (185,272)
[Computers](#) (92,199)
[Dolls & Figures](#) (32,854)
[Electronics](#) (20,632)
[Glass, Porcelain & Pottery](#) (51,046)
[Home & Leisure](#) (80,973)
[Jewelry](#) (63,869)
[Memorabilia](#) (72,993)
[Miscellaneous](#) (8,468)
[Movies & Video Games](#) (41,815)
[Music & Instruments](#) (53,269)
[Sports](#) (20,212)
[Sports Memorabilia](#) (246,176)
[Toys](#) (90,737)

Search

Find descriptions containing:

Narrow your search further: [Tips](#)

Find It

Using All of the words

At Auction

All Auctions

624

628

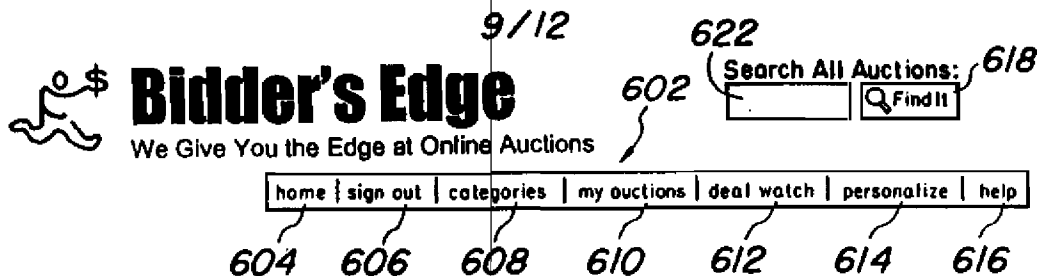
620

630

603

home | sign out | my auctions | bid history | deal watch | personalize | help
feedback | about bidder's edge | privacy policy | disclaimer

FIG. 8



You are here: [Bidder's Edge](#) > [Deal Watch](#)

900

✓ **Market Watch Added**

The Market Watch specified has been successfully added.

My Lists

Deal Watch (2)

You are here now.

My Auctions (3)

Saves you time by keeping price & status of your shopping list all in ONE PLACE, so you avoid going to each auction separately.

Deal Watch

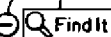
Get a daily report via email of ALL Auction offering items satisfying a search. This is called **Market Watch™**

Get notified via email when a specific item will be up for a bid at a specific auction site. This is called **Item Watch™**

Market Watch - 1 searches watched

⊖ = removes a search from MarketWatch list

- Search all auctions for "sony speaker" (all words) in all categories



HOT Auctions

Football Season!

Categories - 626

- [Antiques](#) (8,201)
- [Beanie Babies](#) (93,235)
- [Books & Magazines](#) (109,630)
- [Cars, Trucks, etc.](#) (7,222)
- [Coins & Stamps](#) (69,341)
- [Collectibles](#) (186,052)
- [Computers](#) (93,604)
- [Dolls & Figures](#) (32,604)
- [Electronics](#) (20,848)
- [Glass, Porcelain & Pottery](#) (51,406)
- [Home & Leisure](#) (80,982)
- [Jewelry](#) (64,216)
- [Memorabilia](#) (73,627)
- [Miscellaneous](#) (8,427)
- [Movies & Video Games](#) (42,053)
- [Music & Instruments](#) (53,778)
- [Sports](#) (20,306)

Item Watch - 1 specific Items being watched

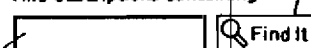
⊖ = removes a search from ItemWatch list

- ****SONY AM/FM RADIO w/Speaker and Earphone****
Amazon No price history yet.

Search

Find descriptions containing:

Narrow your search further: **Tips**



Using **All of the words**

At Auction **All Auctions**

624

628

630

603

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feedback | about bidder's edge | privacy policy | disclaimer

FIG. 9

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Bidder's Edge

We Give You the Edge at Online Auctions

622 Search All Auctions: 618
602

[home](#) | [sign out](#) | [categories](#) | [my auctions](#) | [deal watch](#) | [personalize](#) | [help](#)

604 606 608 610 612 614 616

You are here: [Bidder's Edge](#) > [Personalize](#)

1000

Personalization

☒ Personal Information Updated

Your personal information ([First Name] [Last Name] [Email Address]) has been updated.

You May Change Your Password

1002

Bidder's Edge will *never* provide *any* of your personal information to anyone else without your *expl* authorization. Period. You can find out more in our [privacy policy](#).

Your Login:

newusr

1004

Change your Password:

(required)

1006

Repeat Your Password:

(required)

1008

☒ Submit All

1010

Personal Information

1012

Entering personal information will allow us to make your Bidder's Edge experience more personal. Press the "Submit All" button when you are done.

First Name

New

Last Name

User

☐ Send notifications to me via EMAIL at

rosenhrrs@tbt.com

(Required for DealWatch Email notifications)

☐ Send notifications to my ICQ address at

(Required for DealWatch ICQ notifications - or pagers)

1020

☒ Submit All

1026

1024

Time Zone Specification

1028

The TimeZone setting will allow you use the site in the time zone of your choice. Press the "Submit All" button when you are done.

Time Zone

1030

☒ Submit All

1032

FIG. 10

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

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Bidder's Edge

We Give You the Edge at Online Auctions

622

Search All Auctions:

618

Find It

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606

608

610

612

614

616

1100

You are here: [Bidder's Edge](#) > Categories

Categories

Send us [Feedback!](#)

Index

1102

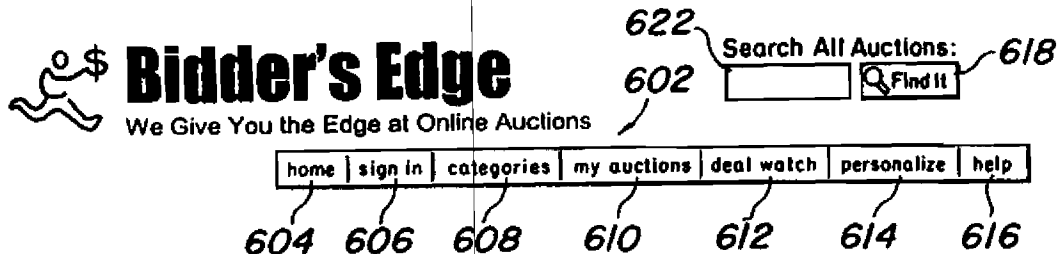
1104

[Antiques](#) [Beanie Babies](#) [Books & Magazines](#) [Cars, Trucks, etc.](#) [Coins & Stamps](#)
[Collectibles](#) [Computers](#) [Dolls & Figures](#) [Electronics](#) [Glass, Porcelain & Pottery](#)
[Home & Leisure](#) [Jewelry](#) [Memorabilia](#) [Miscellaneous](#) [Movies & Video Games](#)
[Music & Instruments](#) [Sports](#) [Sports Memorabilia](#) [Toys](#) [Travel](#) [Other](#)

FIG. 11

Title: System for Aggregating Information From
Enterprises Offering Items for Exchange Over a
Communication Network
Inventor(s): Mundy et al.
Serial No.: 09/428,702
Atty Docket No.: BDE-001 (431/6)
Atty/Agent: R. Stephen Rosenholm

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You are here: [Bidder's Edge](#) > [Sign In](#)

1200

✓ Logged Out Successfully

You are now logged out! Goodbye and please come back soon.

Member Sign In (🔑 New Users Click [Here](#) to register!)

Signing In will give you access to your My Auctions List and your DealWatch notification capabilities. Press the "Submit All" button when you are done.

Your Member Name

Your Password

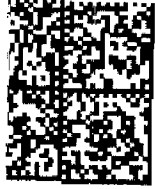
☒ Save this information into the current browser

☒ Submit All

603

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[feedback](#) | [about bidder's edge](#) | [privacy policy](#) | [disclaimer](#)
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FIG. 12



19009000

\$00.390

Mailed From 30309
US POSTAGE

FIRST CLASS MAIL



Mr. Chris Hall
Suite 2800 1100 Peachtree St.
Atlanta GA 30309

BRENDA O. HOLMES, ESQ.
KILPATRICK STOCKTON LLP
1100 PEACHTREE STREET
SUITE 2800
ATLANTA, GA 30309